IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

PRESENT
THE HON'BLE MR JUSTICE R.SUBHASH REDDY
WRIT PETITION NO : 15517 of 2006

Dated 28th July, 2006

Between

M.Srikanth ....Petitioner

And

Osmania University, rep. By its Vice Chancellor,
Hyderabad and ors.

....Respondents.

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 15517 of 2006

ORDER:

This Writ Petition is filed seeking Writ of Mandamus to declare the action of the respondents in undervaluing the answer-script of the petitioner in the subject of 'Statistics Practical Paper-III' as illegal and arbitrary, and for consequential direction to the respondents to revalue the same and allow him to appear for ICET-2006 counselling.

It is stated in the affidavit filed in support of the Writ Petition that the petitioner has studied B.Sc course in the faculty of Maths, Statistics & Computer Science from the Noble Degree College, which is affiliated to Osmania University. It is further stated that except in Statistics Practical Paper-III, he has secured 56% of marks

in all the subjects in B.Sc course, but, however, in the said subject, only six marks were awarded out of 50. It is the case of the petitioner that he has answered well for all the questions in the subject of Statistics Practical Paper-III, but however, no proper marks have been awarded.

Except his own assessment with regard to the correctness of the answers, there is no other basis for filing this Writ petition. Students' assessment with regard to correctness of answer is not relevant factor for award of marks. It is ultimately for the examiner to value the paper and award marks. Further, it is also brought to my notice that there is no provision in the academic regulations for revaluation of the answer scripts. It is fairly well settled that in absence of any provision for revaluation in the academic regulations, merely because student did not get marks as per his/her assessment is no ground either to order for revaluation or to call for the answer scrip by this Court in exercise of powers under Article 226 of the Constitution of India. In that view of the matter, I do not find any valid ground for grant of relief as prayed for.

The Writ Petition is devoid of merits and the same is accordingly dismissed. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 28-07-2006.
Msnr.